THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.8491 OF 2000

DATED: 11-09-2007

Between :

M. Pullaiah … Petitioner

And

1. The District Collector, Khammam District., Khammam and others. … Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.8491 OF 2000

ORDER :

This writ petition is filed seeking a declaration that the action of the respondents in not considering his request for regularization of his occupation in respect of house-site admeasuring 10'x50' situated in 5th Ward of Madhira Road of Somavaram Wyra Gram Panchayat, Khammam District as arbitrary and illegal and for a further direction not to dispossess him from the said land.

It is not in dispute that the land in occupation of the petitioner is a Government land.

A counter-affidavit has been filed on behalf of the respondents stating that the petitioner is an encroacher over road margin land which is vested with the Roads & Buildings Department and Irrigation & Command Area Development Department. It is stated that since the encroachment is on road margin which is objectionable, the petitioner's occupation cannot be regularized.

Be that as it may, since the petitioner's possession is not in dispute, I deem it appropriate to dispose of the Writ Petition with a direction to the respondents not to dispossess the petitioner without following due process of law. No costs.

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G. ROHINI, J.

Dt. 11-09-2007

gbs

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14658 OF 2007

DATED: 31-08-2007

Between :

M. Sridhar … Petitioner

And

2. The Revenue Divisional Officer, Tirupati,
Chittoor District., and another … Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14658 OF 2007

ORDER :

This writ petition is filed seeking a declaration that the action of the 2nd respondent in not supplying the essential commodities to the petitioner who is the authorized dealer of the fair price shop of Anjuru Village, K.V.B. Puram Mandal, Chittoor District as arbitrary and illegal.

The matter was adjourned on 10-7-2007 to enable the learned Government Pleader for Civil Supplies to get instructions.

The learned Government Pleader under instructions states that though it is a fact that the proposals were submitted before the Revenue Divisional Officer, Tirupati on 21-6-2007 for cancellation of the petitioner's authorization, no order as such has yet been passed and the petitioner's authorization is subsisting as on today.

In the circumstances, while leaving it open to the respondents to take appropriate steps following due process of law, Writ Petition is disposed of with a direction to the respondents to supply the essential commodities to the petitioner as long as the petitioner holds a valid authorisation. No costs.

G. ROHINI, J.

Dt. 31-08-2007
gbs
Note:- CC by 3-9-2007